

REMARKS

Currently claims 1-11 are pending in the above-identified application. By this Amendment, claim 2 is amended and new claims 3-11 are added. No claims are canceled. Pursuant to the above amendments and following remarks, Applicant respectfully requests that the Examiner reconsider his outstanding rejections in view of the following remarks and above amendments.

I. Claim Rejections – 35 U.S.C. § 103(a)

The Examiner rejects claims 1 and 2 under 35 U.S.C. § 103(a) as being unpatentable over U.S. Patent No. 6,647,819 to Chang (hereinafter “Chang”) in view of Japanese Patent Publication No. JP-2-16678 (hereinafter “JP-678”). Please note that Applicant’s representative confirmed with an informal telephone conversation with the Examiner that the Office Action had a typographical error with regards to the identifier for Japanese Patent Publication No. included herewith in the asserted rejection. The Examiner had incorrectly identified Japanese Patent Publication No. JP-2-16698, in fact, it should be Japanese Patent Publication No. JP-2-16678. Accordingly, that identifier has been incorporated herein throughout this response. Furthermore, the foregoing rejections are respectfully traversed in view of the following remarks.

Applicant respectfully asserts that the combination of Chang in view of JP-678 fails to render the instant claimed invention obvious since the asserted combination fails to teach, disclose or suggest each and every element found within Applicant’s claimed invention, particularly as originally presented in claims 1 and 2. In fact, and as admitted by the Examiner, on page 2 of the Office Action, when attempting to find what is lacking from Chang with the combination of Chang and JP-678, the Examiner admits that Chang does not disclose “the connecting member covering member as claimed.” The Examiner in turn attempts to combine JP-678 with Chang to provide this missing feature to arrive at the necessary support to render Applicant’s instant claimed invention obvious. However, and notwithstanding the appropriateness of the use of JP-678 in combination with Chang, it appears that the Examiner has misinterpreted the particular scope of the recited limitation, that is “the connecting member

covering member as claimed". A close examination of the particular Japanese reference, JP-678, although appearing in the Japanese language, has provided numerous figures which are useful for providing insight into the Examiner's construction of the instant rejection. However, the particular covering member, as indicated by the Examiner being illustrated from the Japanese reference JP-678 items (10-12) fails to particularly point out the proper combination of elements necessary to render the instant claimed invention, for example, independent claim 1 obvious in view of the asserted combination.

Although JP-678 may show a particular cover, the instant application focuses upon the connecting member, which is in turn covered by an outward case shown in the instant application. The particular element that the covering member in fact covers in Applicant's instant invention, is a connecting member for electrically connecting the main body disposed in said housing to a display. It appears that neither the construction provided by the Examiner, nor either reference, that is Chang or JP-678 at least discusses such an elemental feature. Accordingly, Applicant respectfully asserts that failing to at least discuss such an elemental feature, supports an assertion that the Examiner has failed to meet his burden under a *prima facie* rejection under § 103. As such, Applicant respectfully requests that the Examiner withdraw his outstanding rejection of claims 1 and 2 for at least the foregoing reasons.

II. Conclusion

In view of the above amendment, Applicant believes the pending application is in condition for allowance.

Should there be any outstanding matters that need to be resolved in the present application, the Examiner is respectfully requested to contact William D. Titcomb Reg. No. 46,463 at the telephone number of the undersigned below, to conduct an interview in an effort to expedite prosecution in connection with the present application.

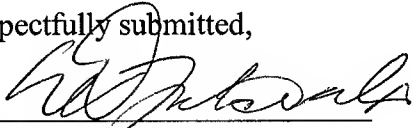
Application No. 10/579,833
Amendment dated November 14, 2008
Reply to Office Action of September 17, 2008

Docket No.: 1163-0553PUS1

If necessary, the Commissioner is hereby authorized in this, concurrent, and future replies to charge payment or credit any overpayment to Deposit Account No. 02-2448 for any additional fees required under 37.C.F.R. §§1.16 or 1.147; particularly, extension of time fees.

Dated: November 14, 2008

Respectfully submitted,

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